

U.S. PTO Customer No. 25280

Case No. 5113

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Higgins et al.
Serial Number: 09/721,871
Filed: November 24, 2000
For: Cushioned Carpet, Carpet Tile, and Method
Group Art Unit: 1771
Examiner: Juska, Cheryl Ann

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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Box AF

Honorable Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 27, 2004, of the Examiner finally rejecting Claims 1-51, 57-85, 123-126, 128-130, 132, 133, 136-142 and 145-149.

Although the rejection on page 2 of the Office Action dated January 27, 2004 includes claim 56, Applicant notes that claim 56 has been cancelled and that the rejection should have read "57" rather than "56".

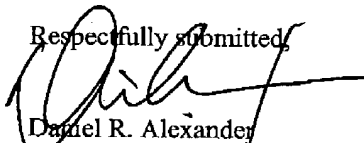
The item(s) checked below are appropriate:

1. ☐ An Extension of Time is filed concurrently herewith.
2. ☒ Charge Deposit Account No. 04-0500 the fee of \$330.00
☒ Charge Deposit Account No. 04-0500 if any additional extension and/or fee is required.

An additional copy of this Notice is enclosed herewith.

March 24, 2004

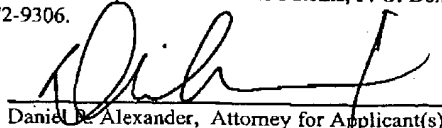
Respectfully submitted,



Daniel R. Alexander
Attorney for Applicant(s)
Registration Number 32,604
Spartanburg, SC 29304
Telephone Number: (864) 503-1372

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on March 24, 2004, by facsimile to 703-872-9306.


Daniel R. Alexander, Attorney for Applicant(s)

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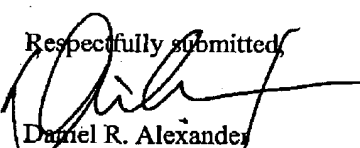
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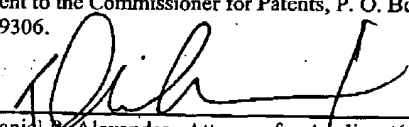
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Daniel R. Alexander, Attorney for Applicant(s)

**Fax**

Milliken & Company
920 Milliken Road
Spartanburg, SC 29304

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To:	Examiner Cheryl Ann Juska Group Art Unit 1771	From:	Daniel R. Alexander
Fax:	703-872-9306	Fax:	
Phone:		Phone:	503-1372
Subject:	Application Serial No. 09/721,871 Filed: November 24, 2000 For: Cushioned Carpet, Carpet Tile, and Method Inventor(s): Higgins et al. Attorney Docket: 5113	Date:	March 24, 2004
Copies:		Pages:	3 including cover

Comments:

Notice of Appeal from the Primary Examiner to the Board of Appeals (in duplicate)

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